



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Daniel A. Henderson      Examiner: Olisa Anwah  
Application No: 10/047,191      Art Unit: 2614  
Filing Date: 11/07/2001  
Title: Method and Apparatus For Improved Personal Communication  
Devices and Systems  
Attorney Docket: H-117 (HEND-0026)

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**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Commissioner of Patents & Trademarks, U. S. Patent and Trademark Office, P. O. Box 1450, Alexandria, VA 22313-1450 on *January 18, 2007*

By: *[Signature]*  
Robert K. Tendler  
Reg. No.: 24,581  
Attorney for Applicant

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**LETTER**

Commissioner of Patents & Trademarks  
U.S. Patent and Trademark Office  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Now comes the Applicant and points out that the title printed on the PTOL-85 Fee Transmittal for the Issue Fee is incorrect and that the correct title is now placed on the PTOL-85 form transmitted herewith.

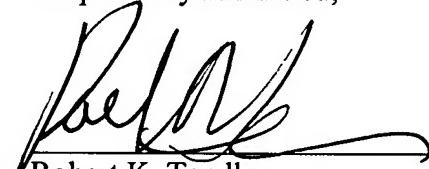
It is noted that the title change was effectuated by the Corrected Substitute Specification filed by Applicant's former attorney, Richard K. Robinson, on January 25, 2005 as indicated in Exhibit A hereto.

It is noted that subsequent papers filed with the Patent Office by this attorney have carried the appropriate changed title.

It is therefore requested that the printed patent corresponding to the subject application be imprinted with the title:

METHOD AND APPARATUS FOR IMPROVED PERSONAL  
COMMUNICATION DEVICES AND SYSTEMS

Respectfully submitted,



Robert K. Tendler  
Reg. No.: 24,581  
65 Atlantic Avenue  
Boston, MA 02110  
Tel: (617) 723-7268

Date: March 18, 2007



THE UNITED STATES PATENT AND TRADEMARK OFFICE

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April 18, 2007

By:   
Robert W. Tendler  
Reg. No.: 24,581  
Attorney for Applicant

\*\*\*\*\*  
**STATEMENT REGARDING REASONS FOR ALLOWANCE**

Commissioner of Patents & Trademarks  
U.S. Patent and Trademark Office  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

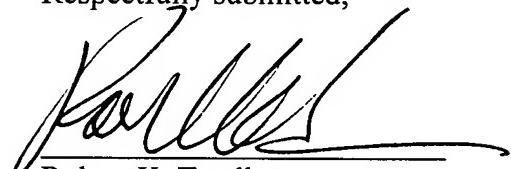
Applicant agrees with the Examiner's Statement Of Reasons For Allowance and wishes to point out that since the Notice of Allowance, Applicant, through litigation captioned SmartCall Licensing Incorporated, Plaintiff v. Celco Partnership d/b/a Verizon Wireless, Civil Action No. 05-C7160, has just become aware of two additional references that the Examiner has not cited (see Appendix A). These two references are Vanden Heuvel et al., U.S. Patent No. 5,281,962; and Azuma, Japanese Patent Ref. No. JP H04-

2.93324. It is noted that the Wohl et al. reference (PCT Application No. PCT/US91/08517) cited by Verizon has a U.S. counterpart, namely U.S. Patent 5,247,700, which has been considered by the Examiner. Moreover, the Breeden et al., Figa et al., Dai et al., Lim and DeLuca et al. references cited by Verizon have been considered by the Examiner.

Clearly none of these new references teach, show or otherwise suggest, either singly or in combination, the claimed subject matter that has been allowed. At best these references are merely cumulative. Moreover, these references say nothing about the transmission of pictures.

This statement is provided to the Patent Office along with a copy of the Defendant Verizon's Prior Art Statement to confirm Applicant's duty of candor and good faith with respect to the Patent Office.

Respectfully submitted,



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Date: April 18, 2007